

**MINUTES  
OF THE REGULAR MEETING OF THE  
EDINA CITY COUNCIL  
HELD AT CITY HALL  
SEPTEMBER 8, 1998 - 7:00 P.M.**

**ROLLCALL** Answering rollcall were Members Faust, Hovland, Kelly, Maetzold, and Mayor Smith.

**CONSENT AGENDA ITEMS APPROVED** Motion made by Member Maetzold and seconded by Member Faust approving the Consent Agenda with the exception of Agenda Item I., Approval of Minutes of the Regular Meeting of August 17, 1998, and Agenda Item III.A., Improvement No. SS-395, Sanitary Sewer System Peak Flow Storage, and Agenda Item V. B.& C., Receive Petition from residents requesting curb and gutter between Park Place and Oaklawn on Brookview Avenue and Receive Petition from residents requesting curb and gutter between Park Place and Wooddale on Brookview Avenue.

Rollcall:

Ayes: Faust, Hovland, Kelly, Maetzold, Smith

Motion carried.

**SEPTEMBER 13, 1998, PROCLAIMED AS "KEN ROSLAND DAY" IN EDINA** Mayor Smith stated Ken Rosland has served the City of Edina since May 1, 1957, in many capacities, and has attained the highest level of performance, recognition and distinction in each endeavor. Mr. Rosland has overseen the development of Edina's park system into 39 parks, four open spaces, two golf courses and every other recreational and cultural facility known to be provided in a municipal park system. He has represented the City in many positions of leadership, faithfully served under the leadership of five mayors, and has richly contributed to Edina's abundant athletic, civic and cultural traditions. He recently received the Leadership Award by the Minnesota League of Cities because of his extraordinary contributions to civic government.

**Member Maetzold declared September 13, 1998, as "Ken Rosland Day" in the City of Edina.** Member Faust seconded the motion

Rollcall:

Ayes: Faust, Hovland, Kelly, Maetzold, Smith

Motion carried.

**MINUTES OF THE REGULAR MEETING OF AUGUST 17, 1998, AND SPECIAL MEETING OF AUGUST 17, 1998, APPROVED** Member Faust removed the Minutes of the August 17, 1998, Regular Council Meeting, for amendment of comments regarding the Liquor Referendum Questions. Member Hovland asked for an amendment to his comments on the Liquor Referendum as well.

**Member Faust made a motion approving the Minutes of the Regular Meeting of August 17, 1998, as amended, and Special Meeting of August, 17, 1998.** Member Hovland seconded the motion.

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Ayes: Faust, Hovland, Kelly, Maetzold, Smith  
Motion carried.

**\*HEARING DATE SET FOR OCTOBER 5, 1998, PLANNING MATTERS** Member Maetzold made a motion setting October 5, 1998, as hearing date for the following planning matters:

1. Final Development Plan, 5101 Edina Industrial Boulevard, Edina 66 Properties/Lang Edina, Ltd.
2. Final Development Plan, 7013 Amundson Avenue, George Kosmides
3. Amendment to Zoning Ordinance Section 85 to allow "dry cleaning" establishments and "laundries" in Planned Industrial District

Motion carried on rollcall vote - five ayes.

**BID AWARDED FOR IMPROVEMENT NO. SS-395, SANITARY SEWER SYSTEM PEAK FLOW STORAGE** Member Hovland noted he removed the Sanitary Sewer System Peak Flow Storage, No. SS-395, from the Consent Agenda for further information on the system. Engineer Hoffman noted the project is part of the sanitary sewer project designed to assist high peak flow conditions in the system. It will be placed underground in Pamela Park north of West 58<sup>th</sup> Street and will be funded through a future bond issue.

Member Hovland made a motion for award of bid for Improvement No. SS-395, Underground Sanitary Sewer System Peak Flow Storage to recommended low bidder, Maertens-Brenny Construction Company at \$515,000.00. Member Smith seconded the motion.

Ayes: Faust, Hovland, Kelly, Maetzold, Smith  
Motion carried.

**\*BID AWARDED FOR HISTORY BOOK PRINTING** Motion made by Member Maetzold and seconded by Member Faust for award of bid for History Book Printing to sole bidder, Bolger Printing, at \$24,750.00.

Motion carried on rollcall vote - five ayes.

**\*RESOLUTION AUTHORIZED FOR USE OF FACSIMILE SIGNATURES BY PUBLIC OFFICIALS OF THE CITY** Member Maetzold introduced the following resolution, seconded by Member Faust:

**RESOLUTION AUTHORIZING USE OF  
FACSIMILE SIGNATURES BY PUBLIC OFFICIALS**

**RESOLVED** that the use of facsimile signatures by the following named persons:

GLENN L. SMITH	Mayor
GORDON L. HUGHES	City Manager
JOHN WALLIN	Treasurer

on checks, drafts, warrants, warrant-checks, vouchers or other orders of public funds deposited in U.S. Bank National Association (formerly known as First Bank National Association), Excel Bank, (formerly known as Americana State Bank of Edina), Fidelity Bank, Norwest Bank Minnesota NA, Richfield Bank and Trust Co., and National City Bank/Southdale Office, be and hereby is approved, and that each of said persons may

authorize said depository banks to honor any such instrument bearing his facsimile signature in such form as he may designate and to charge the same to the account in said depository bank upon which drawn as fully as though it bore his manually written signature and that instruments so honored shall be wholly operative and binding in favor of said depository bank although such facsimile signature shall have been affixed without his authority.

Adopted this 8<sup>th</sup> day of September, 1998.

Motion carried on rollcall vote - five ayes.

**\*RESOLUTION APPROVING SIGNATORY RESOLUTION** Motion made by Member Maetzold and seconded by Member Faust approving the resolution as follows:

**SIGNATORY RESOLUTION**

BE IT RESOLVED that persons holding office as Mayor, Manager and Treasurer of the City of Edina, be, and they hereby are authorized to act for this municipality in the transaction of any banking business with U.S. Bank National Association (formerly known as First Bank National Association), Excel Bank (formerly known as Americana State Bank of Edina), Fidelity Bank, Norwest Bank Minnesota NA, Richfield Bank and Trust Co., and National City Bank/Southdale Office (hereinafter referred to as the "Bank") from time to time and until written notice to any Bank to the contrary, to sign checks against said accounts, which checks will be signed by the Mayor, Manager, and City Treasurer. Each Bank is hereby authorized and directed to honor and pay any checks against such account if signed as above described, whether or not said check is payable to the order of, or deposited to the credit of, any officer or officers of the City, including the signer or signers of the check.

Adopted this 8<sup>th</sup> day of September, 1998.

Motion carried on rollcall vote - five ayes.

**\*SPECIAL MEETING DATE SET FOR CANVASS OF ELECTION RETURNS** Motion made by Member Maetzold and seconded by Member Faust setting November 4, 1998, at 5:00 P.M. for a Special Council Meeting to canvass election returns and declare results of the November 3, 1998, election.

Motion carried on rollcall vote - five ayes.

**\*RESOLUTION APPROVING MN/DOT ROADSIDE BEAUTIFICATION PROJECT FOR STRACHAUER PARK** Motion made by Member Maetzold and seconded by Member Faust approving the following resolution:

**RESOLUTION APPROVING  
BEAUTIFICATION PROJECT FOR  
STRACHAUER PARK**

WHEREAS, it has been proposed that a Community Roadside Landscaping Partnership Program Agreement between the City of Edina and the Minnesota Department of Transportation (Mn/DOT) be approved for a Roadside Beautification Project for the area along Trunk Highway 62 in Strachauer Park; and

WHEREAS, staff proposes the City of Edina Park Maintenance Department and approximately 30-40 resident volunteers assist the Minnesota Department of Transportation (Mn/DOT) in the proposed Roadside Beautification Project; and

WHEREAS, the project proposes to plant \$6,495.33 worth of plant materials to create a natural buffer between the park and TH 62; and  
WHEREAS, Mn/DOT will assume all plant material costs; and  
WHEREAS, Boy Scout Collin Davis, as an Eagle Scout Project, will be recruiting 30-40 resident volunteers to help with the planting; and  
THEREFORE, planting will take place on Saturday, September 26, 1998, at Strachauer Park and will be maintained by the volunteer residents assisted by the Park Maintenance Department.

Motion carried on rollcall vote - five ayes.

\*RESOLUTION SETTING HEARING DATE OF OCTOBER 19, 1998, FOR VACATION OF PORTION OF WEST 41<sup>ST</sup> STREET Motion made by Member Maetzold and seconded by Member Faust approving the following resolution:

RESOLUTION CALLING FOR  
PUBLIC HEARING ON VACATION OF PORTION OF  
WEST 41<sup>ST</sup> STREET

BE IT RESOLVED by the City Council of the City of Edina as follows:

1. It is hereby found and determined (after receipt of the petition of the land affected thereby) that the following described property should be considered for vacation in accordance with the provisions of Minnesota Statutes, Section 160.29 and 462.358, Subd. 7:  
The northerly thirty (30) feet of the unimproved portion of West 41<sup>st</sup> Street as platted in Minikahda Vista Third Addition Morningside Minnesota, adjacent to Lot 12, Block 2, Minikahda Vista Third Addition Morningside Minnesota, according to the plat thereof on file or of record in the Office of the Registrar of Titles, Hennepin County, Minnesota.
2. This Council shall meet at 7:00 P.M. on the 19<sup>th</sup> day of October, 1998, for the purpose of holding a public hearing on whether such vacation shall be made in the interest of the public.
3. The City Clerk is authorized and directed to cause notice of said hearing to be published once a week for two weeks, in the Edina Sun-Current, the official newspaper of the City, to post such notice, in at least three public and conspicuous places, as provided in Minnesota Statutes. Such notice shall be in substantially the following form:

(Official Publication)  
CITY OF EDINA  
4801 WEST 50<sup>TH</sup> STREET  
EDINA MINNESOTA 55424  
NOTICE OF PUBLIC HEARING ON  
VACATION OF PORTION OF WEST 41<sup>ST</sup> STREET  
IN THE CITY OF EDINA  
HENNEPIN COUNTY, MINNESOTA

NOTICE IS HEREBY GIVEN that the City Council of the City of Edina, Minnesota will meet on October 19, 1998, in the Council Chambers at 4801 West 50<sup>th</sup> Street for a public hearing for the proposed vacation of the following public street:

**The northerly thirty (30) feet of the unimproved portion of West 41<sup>st</sup> Street as platted in Minikahda Vista Third Addition Morningside Minnesota, adjacent to Lot 12, Block 2, Minikahda Vista Third Addition Morningside Minnesota, according to the plat thereof on file or of record in the Office of the Registrar of Titles, Hennepin County, Minnesota.**

All persons who desire to be heard with respect to the question of whether or not the above proposed street vacation is in the public interest and shall be heard at said time and place. The Council shall consider the extent to which such proposed street vacation affects existing easements within the area of the proposed vacation and the extent to which the vacation affects the authority of any person, corporation, or municipality owning or controlling electric, telephone or cable television poles and lines, gas and sewer lines, or water pipes, mains, and hydrants on or under the area of the proposed vacation, to continue maintaining the same or to enter upon such easement area or portion thereof vacated to maintain, repair, replace, remove, or otherwise attend thereto, for the purpose of specifying, in any such vacation resolution, the extent to which any or all of such easement, and such authority to maintain, and to enter upon the area of the proposed vacation, shall continue.

**BY ORDER OF THE EDINA CITY COUNCIL.**

**Debra Mangen, City Clerk**

**Adopted this 8<sup>th</sup> day of September, 1998.**

Motion carried on rollcall vote - five ayes.

**CITY MANAGER TRANSITION NOTED** Mayor Smith explained that following his physician's advice and with family encouragement, Manager Rosland will be working one-quarter time until he officially retires on October 30, 1998. Newly appointed City Manager, Gordon Hughes will be in charge of the day-to-day operations and decisions.

**\*PETITION RECEIVED REQUESTING CURB AND GUTTER AT 5017 EDINBROOK LANE** Motion made by Member Maetzold and seconded by Member Faust acknowledging receipt of a petition requesting curb and gutter at 5017 Edinbrook Lane, which has been turned over to the Engineering Department for processing as to feasibility.

Motion carried on rollcall vote - five ayes.

**PETITIONS RECEIVED FOR CURB AND GUTTER BETWEEN PARK PLACE AND OAKLAWN ON BROOKVIEW AVENUE AND FOR CURB AND GUTTER BETWEEN PARK PLACE AND WOODDALE ON BROOKVIEW AVENUE** Member Faust explained she removed the petitions receipt for curb and gutter between Park Place and Oaklawn on Brookview Avenue and for curb and gutter between Park Place and Wooddale on Brookview Avenue from the Consent Agenda for further information on the actual location of the request. Engineer Hoffman noted staff had some confusion over the actual location of the request and this confusion should be resolved during the engineering study.

**Member Faust made a motion acknowledging receipt of 1) a petition for curb and gutter between Park Place and Oaklawn on Brookview Avenue, and 2) a petition for curb and gutter between Park Place and Wooddale on Brookview Avenue, which have been turned**

over to the engineering department for processing as to feasibility. Member Maetzold seconded the motion.

Ayes: Faust, Hovland, Kelly, Maetzold, Smith

Motion carried.

**CONCERN OF RESIDENT** Ted Volk, 6301 Belmore Lane, software specialist with Rosemount Engineering proposed the formation of an Information and Communications Board to assist and advise the City Council on contemporary ways to bring more productive and convenient information technology into the life of the City and government. He volunteered to serve on the Board or to act as its Chair, with Council approval. Mr. Volk believes communication could be improved with proper planning on the Website. Areas that could be included on the Website are the City Code, public safety warnings, crime statistics, media and audio links, police dispatch, title information, plans, fees, schedules and meetings, labor relations, etc. He believes putting information into the proper informational setting will bring peace, prosperity, and savings, etc. to the City. Mr. Volk explained he registered to run for a seat on the City Council but he would rather work on formation of a Information and Communications Board.

Mayor Smith commented this proposal presents an interesting scenario and following the pending election the subject could be a topic at a future Council meeting.

**CORNELIA PARK RENAMED ROSLAND PARK IN HONOR OF RETIRING CITY MANAGER KENNETH ROSLAND** Mayor Smith suggested renaming Cornelia Park, ROSLAND PARK, in honor of the retiring City Manager, Kenneth Rosland.

Following positive Council response, **Mayor Smith made a motion renaming Cornelia Park, ROSLAND PARK, to honor the retiring City Manager, Kenneth Rosland who was instrumental in shaping the entire Edina Park System.** Motion was unanimously seconded by the entire Council.

Rollcall:

Ayes: Faust, Hovland, Kelly, Maetzold, Smith

Motion carried.

Member Kelly suggested staff draft a policy setting guidelines to be followed in naming/renaming of any City facilities to be used as a guide in simplifying the process.

**EMPLOYEE RECOGNITION LUNCH DISCUSSED** Mayor Smith suggested staff poll the Council for a time and date when they would be able to serve lunch to the employee's of the City of Edina as a "thank-you" for their dedicated service and hard work.

**RESOLUTION SETTING MAXIMUM TAX LEVY** Mayor Smith reminded the Council that action must be taken to adopt a proposed budget and tax levy for 1999 for certification to Hennepin County.

**Member Faust introduced the following resolution and moved its adoption:**

**RESOLUTION ADOPTING PROPOSED BUDGET FOR THE CITY OF EDINA  
FOR THE YEAR 1999, AND ESTABLISHING THE PROPOSED  
TAX LEVY PAYABLE IN 1999**

**THE CITY COUNCIL OF THE CITY OF EDINA, MINNESOTA, DOES RESOLVE AS  
FOLLOWS:**

**Section 1: The Budget for the City of Edina for calendar year 1999, is hereby  
proposed as follows:**

**TOTAL GENERAL FUND** **\$18,526,834.00**

**Section 2. Estimated receipts other than General Tax Levy, including HACA aid, are  
hereby proposed as follows:**

**TOTAL ESTIMATED RECEIPTS** **\$ 5,241,872.00**

**Section 3. That there is proposed to be levied upon all taxable real and personal  
property in the City of Edina a tax rate sufficient to produce the amount as follows:**

**FOR GENERAL FUND** **\$13,284,962.00**

Member Maetzold seconded the motion.

Rollcall:

Ayes: Faust, Hovland, Kelly, Maetzold, Smith

Motion carried.

**RESOLUTION SETTING TRUTH IN TAXATION HEARING DATES** Director Wallin presented a calendar of dates available to hold the City's Truth in Taxation hearings. He recommended the Council set Monday, December 7, at 5:00 P.M. for the Truth in Taxation initial hearing and Monday, December 14, at 5:00 P.M. for the continuation hearing and Monday, December 21, 1998, for the budget adoption hearing.

**Member Hovland introduced the following resolution and moved its adoption:**

**RESOLUTION  
SETTING HEARING DATES FOR TRUTH IN TAXATION HEARINGS  
AND BUDGET ADOPTION**

**WHEREAS, the City of Edina is required to inform Hennepin County of its Truth in  
Taxation Hearing dates as well as the Budget Adoption Hearing date:**

**NOW, THEREFORE, the City Council sets:**

**TRUTH IN TAXATION HEARING DATES:**

**Monday - December 7, 1998, 5:00 P.M. and**

**Monday - December 14, 1998 5:00 P.M. and**

**BUDGET ADOPTION HEARING DATE:**

**Monday - December 21, 1998 7:00 P.M.**

**Passed this September 8, 1998.** Member Maetzold seconded the motion.

Rollcall:

Ayes: Faust, Hovland, Kelly, Maetzold, Smith

Resolution adopted.

**CLAIMS PAID** Member Hovland made a motion to approve payment of the following claims as shown in detail on the Check Register dated September 3, 1998, and consisting of 46 pages: General Fund \$510,935.83; Communications \$27,392.92; Working Capital \$8,013.17; Art Center \$51,709.53; Golf Dome Fund \$965.96; Swimming Pool Fund \$9,128.84;

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**Golf Course Fund \$58,753.04; Ice Arena Fund \$9,340.55; Edinborough/Centennial Lakes \$42,282.80; Utility Fund \$333,208.88; Storm Sewer Utility Fund \$12,069.43; Liquor Dispensary Fund \$347,376.82; Construction Fund \$10,137.84; Park Bond Fund \$9,455.16; I-494 Commission \$1,879.10; TOTAL \$1,432,649.87. Member Maetzold seconded the motion.**

Rollcall:

Ayes: Faust, Hovland, Kelly, Maetzold, Smith

Motion carried.

There being no further business on the Council Agenda, Mayor Smith declared the meeting adjourned at 10:17 P.M.

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City Clerk